IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 65 OF 2007
IN
SUMMARY SUIT NO. 30 OF 2007

Mr. Rajesh D. Mulchandani. ... Plaintiff.

V/s.

Narendrakumar Khetsi & Anr. ... Defendants.

....

Mr. Kavita Lalwani for the Plaintiff.

Mr. Ramesh Jain for the Defendant.

....

CORAM : DR. D.Y.CHANDRACHUD,J.

26th March 2007.

P.C. :

. Counsel appearing on behalf of the Plaintiff and Counsel appearing on behalf of the Defendants are agreed that the following order may be passed by consent of parties without any further recording of reasons in terms of the instructions which have been received by Counsel from their clients :-

(i) There shall be a decree on admission as prayed in paragraph 16 of the plaint;

(ii) In the event that Defendants pay to the Plaintiff a sum of Rs.1,10,000/- in the manner indicated hereinafter in clause (iii), the decree shall be marked as satisfied;

(iii) The Defendants agree and undertake to pay to the Plaintiff an amount of Rs.1,10,000/- in monthly instalments each of Rs.10,000/-. The first of the instalments shall be paid on or before 15th June 2007 while the instalments for each succeeding month shall be paid on or before 15th day of each succeeding month;

(iv) In the event that there are any two defaults in the payment of the instalments or a part thereof or in the payment of the last instalment, the decree shall become executable forthwith. Since the disputes between

the parties have been settled in the aforesaid terms, the summary suit shall be decreed in the aforesaid terms.

2 The Summons for Judgment is accordingly disposed of.